

Michael W. Sewright  
BURR, PEASE & KURTZ  
810 N Street  
Anchorage, AK 99501-3293  
Telephone: (907) 276-6100  
Fax No.: (907) 258-2530  
Attorneys for North Star

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of  
NORTH STAR TERMINAL & STEVEDORE  
COMPANY, d/b/a Northern Stevedoring &  
Handling, and NORTH STAR TERMINAL &  
STEVEDORE COMPANY, d/b/a Northern  
Stevedoring & Handling, on its own behalf,

Plaintiffs,  
and

UNITED STATES OF AMERICA for the use of  
SHORESIDE PETROLEUM, INC., d/b/a Marathon  
Fuel Services, and SHORESIDE PETROLEUM,  
INC., d/b/a Marathon Fuel Services, on its own  
behalf,

Intervening Plaintiffs,  
and

METCO, INC.,

Intervening Plaintiff,  
vs.

NUGGET CONSTRUCTION, INC.; SPENCER  
ROCK PRODUCTS, INC.; UNITED STATES  
FIDELITY AND GUARANTY COMPANY; and  
ROBERT A. LAPORE,

Defendants.

Case No. A98-009 CIV (TMB)

**(PROPOSED) ORDER  
DENYING USF&G'S MOTION  
TO STRIKE CROSS-MOTION  
TO BAR TESTIMONY OF JOHN  
L. GEORGE**

The Court, having considered defendant United States Fidelity & Guaranty's Company's

(Proposed) Order Denying USF&G's Motion to Strike Cross-Motion  
to Bar Testimony of John L. George

North Star Terminal & Stevedore Company, et al. v. Nugget Construction, et al.  
Case No. A98-009 CIV (TMB)

Page 1 of 2

45-40/ # 83863

Motion to Strike Shoreside and Metco's Motion to Bar Testimony of John L. George, the  
Opposition thereto, and being advised in the premises thereof,

HEREBY ORDERS: That the motion to strike is denied.

DATED: \_\_\_\_\_, 2006

---

TIMOTHY M. BURGESS  
U.S. District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on May 26, 2006, a copy of  
the foregoing was served electronically on  
Traeger Machetanz, Steven J. Shamburek, Paul  
Stockler, Herbert A. Viergutz, and C. Patrick  
Stoll.

/s Michael W. Sewright

(Proposed) Order Denying USF&G's Motion to Strike Cross-Motion  
to Bar Testimony of John L. George  
North Star Terminal & Stevedore Company, et al. v. Nugget Construction, et al.  
Case No. A98-009 CIV (TMB)

Page 2 of 2

45-40/ # 83863